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CALIFORNIA

18
19 IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
20 SAN FRANCISCO DIVISION

21 CHRISTOPHER OTEY & MARY GRETH, on
behalf of themselves and all others similarly
22 situated,

23 Plaintiff,

24 v.

25 CROWDFLOWER, INC., LUKAS BIEWALD
AND CHRIS VAN PELT,

27 Defendant(s).

Case No.: 3:12-cv-05524-JST/MEJ

**JOINT STIPULATION FOR A 30-DAY
EXTENSION OF TIME TO FILE NEW
MOTION FOR SETTLEMENT APPROVAL
AND REQUEST TO VACATE CASE
MANAGEMENT CONFERENCE AND
[PROPOSED ORDER]**

Complaint filed: October 26, 2012

1 Plaintiffs CHRISTOPHER OTEY and MARY GRETH ("Plaintiffs") and
 2 Defendants CROWDFLOWER, INC., LUKAS BIEWALD, and CHRIS VAN PELT
 3 ("Defendants"), by and through their respective counsel, hereby enter into the following Joint
 4 Stipulation for a 30-Day Extension of Time to File New Motion for Settlement Approval.
 5 Specifically, by and through this Stipulation, the parties request that the Court continue the
 6 parties' deadline for filing a renewed motion for settlement approval, up to and including
 7 March 18, 2015.

8 **STIPULATION**

9 1. On December 16, 2014, this Court denied Plaintiffs' Motion for Approval of
 10 Proposed Settlement without prejudice. (Doc. 210.)

11 2. In that Order, the Court permitted the Plaintiffs to file a new motion for
 12 settlement approval by February 16, 2015. *Id.*

13 3. The Court further stated in its Order that if Plaintiffs file a new motion for
 14 settlement approval by February 16, 2015, they may also request that the Court vacate the
 15 Case Management Conference, set for March 11, 2015, at 2:00 p.m.

16 4. The parties have been in regular discussion with regard to negotiating the
 17 terms of a new settlement agreement, and have been working diligently together in an effort
 18 to address the concerns expressed by the Court in the December 16, 2014, Order. The
 19 parties are committed to making a further attempt to reach agreement that will address all of
 20 the Court's concerns and, thereafter, to seeking the Court's approval of the revised
 21 agreement. Progress has been made on a number of issues; for example, the parties are in
 22 agreement to remove the provision for reversion, and are exploring options for the handling
 23 of any unclaimed funds. However, discussions are still in process, and no final agreement
 24 has yet been reached. For these reasons, the parties believe they would benefit from a 30-
 25 day extension in which to complete their negotiations and to prepare their papers in support
 26 of approval. Accordingly, the parties respectfully request that the deadline for submission
 27 be extended to March 18, 2015; that the March 11, 2015, and date currently set for the
 28

1 Case Management Conference be vacated; and that a Case Management Conference be
2 set for a date in April.

3
4 Respectfully submitted,

5 Dated: February 12, 2015

6 WEINHAUS & POTASHNICK

8 By: /s/ Mark A. Potashnick

9 Mark Potashnick
10 Attorneys for Plaintiffs
11 CHRISTOPHER OTEY, MARY GRETH
and the conditionally FLSA collective
action class

Dated: February 12, 2015

MILLER LAW GROUP
A Professional Corporation

By: /s/ Tracy Thompson

Tracy Thompson
Attorneys for Defendants
CROWDFLOWER, INC., LUKAS
BIEWALD, and CHRIS VAN PELT

12
13 **PROPOSED ORDER**

14 Good cause appearing, the foregoing Joint Stipulation for a 30-Day Extension
15 of Time to File New Motion for Settlement Approval is hereby approved, and it is hereby
16 ordered that:

17 1. Plaintiffs may file a new motion for settlement approval by March 18, 2015;
18 2. The Case Management Conference currently set for March 11, 2015 is
vacated;
20 3. In the event Plaintiffs do not file a motion by March 18, 2015, a Case
Management Conference is set for April 8, 2015 at 2:00 p.m.

22
23 PURSUANT TO STIPULATION, IT IS SO ORDERED
24
25 Dated: February 13, 2015

